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January 13 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

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FAX - FILED

JAN 13 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA

DA 09-0602

JOSEPH T. BERLIN and MARTHA M. BERLIN,

Plaintiffs and Appellees,

-v-

MAGNOLIA ENTERPRISES, LLC, COLBERT P. HOWELL, BARBARA J. HOWELL, NORTHWEST ACCEPTANCE CORP., BARBARA JEAN HOWELL as TRUSTEE of the REVOCABLE INTERVIVOS VIRGINIA-BELL NEILSON TRUST, and DENNIS DeVAR NEILSON,

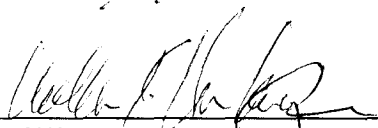
Defendants and Appellants.

APPELLANTS' UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE
INITIAL BRIEF

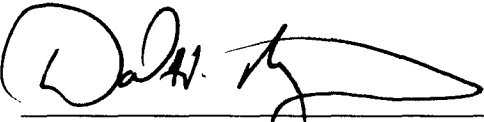
Appellants, through counsel of record, move the Court under M.R.App.P. 26(1) for a thirty (30) day extension in which to file their initial brief in this matter.

Pursuant to M.R.App.P. 26(1), opposing counsel, Brian J. Smith, was contacted and Mr. Smith advises that there is no objection to the merits of this motion and the relief requested herein.

DATED this 12th day of January, 2010.



William K. VanCanagan
Attorney for Appellants



David H. Bjornson
Attorney for Appellants

CERTIFICATE OF SERVICE

I, the undersigned, an employee of Datsopoulos, MacDonald & Lind, P.C., hereby certify that a true and correct copy of the foregoing was mailed or faxed, postage prepaid, this 12th day of January, 2010, to the following:

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